

COURT OF THE SESSIONS JUDGE, LUCKNOW.
PRESIDING OFFICER : MALKHAN SINGH, H.J.S.



UPLK010076072026

BAIL APPLICATION (U/S 483 B.N.S.S.) NUMBER : 3708/2026.

Kaleem Khan, S/O Salim, R/O Ward Abbasi, Nagar Panchayat Amethi, PS Gosainganj, Lucknow.

.....ACCUSED/APPLICANT.

VERSUS

State of Uttar Pradesh.

.....PROSECUTION.

With:-



UPLK010076172026

BAIL APPLICATION (U/S 483 B.N.S.S.) NUMBER : 3718/2026.

Abhishek Yadav, S/O Late Ram Bilas, R/O Village Munshiganj, Kasba Amethi, PS Gosainganj, Lucknow.

.....ACCUSED/APPLICANT.

VERSUS

State of Uttar Pradesh.

.....PROSECUTION.

Case Crime Number: 0497/2025.

U/Section(s): 318(4), 338, 336(3), 340(2)
and 61(2) Bhartiya Nyaya Sanhita.

Police Station: Mohanlalganj,

District: Lucknow.

19.06.2026

These applications, praying for bail under Section 483 BNSS, supported with respective affidavits, have been moved on behalf of the applicants-accused **Kaleem Khan** and **Abhishek Yadav** in Case Crime Number and Sections aforementioned.

As both the bail applications have arisen out from same crime number and occurrence, hence, both are being decided by a common order.

In a nutshell, the Prosecution Case is that informant Sameer Mirza's ancestral property is situated at Gata Number(s) 236, 282, 352, 655, 682, 684 and 690 etc. in Village Amethi, Tehsil Mohanlalganj, District Lucknow. Informant's unmarried uncle (Chacha) Khusru Mirza died on 28.08.2021. In March, 2023 informant came to know that Fareed Mirza did cheating and on the basis of forged documents, stating himself to be descendant of late uncle

of informant, has claimed on the property of informant's late uncle, in the Court. When informant enquired about said person and inspected the documents produced by him in the Court, all said documents were found to be forged. Said person has been trying to usurp informant's ancestral land on the basis of forged document. Said person and his gang are in business of usurping property of various person on the basis of forged documents.

Heard learned counsel for the applicants, learned counsel for the informant as well as learned D.G.C (Criminal) for the State and perused the material available on record.

Learned counsel for applicant Kaleem Khan submitted that applicant is innocent, has committed no offence and has been falsely implicated in this case. Applicant is not named in the FIR. Applicant is not acquainted with co-accused persons Fareed Mirza and Ashfaq Mirza. Applicant is not beneficiary of alleged transaction. Broker Santosh Kumar gave Kalpana Gupta Rs. 20,000/- and when she did not return said money, pressure was exerted upon the applicant as he is acquaintance of Kalpana Gupta. Applicant is in jail since 16.05.2026.

Learned counsel for applicant Abhishek Yadav has submitted that applicant is innocent, he has committed no offence and has been falsely implicated in this case. He is not named in the FIR. Arrest of the applicant is fraudulent. Applicant was neither party to alleged agreement nor witness. He received no monetary benefit. Mohd. Fareed Mirza borrowed Rs. 2 Lakh from the applicant, which he returned through various transactions and the said transaction cannot be linked to alleged occurrence. Applicant has criminal history of four cases. Applicant is in jail since 30.05.2026.

Learned DGC (Criminal) for State as well as learned counsel for the informant have opposed the bail application and submitted in furtherance of conspiracy to usurp property of informant's uncle Khusro Mirza, applicants-accused in connivance with co-accused persons got prepared several forged documents and usurped money from purchaser Dharmendra Singh. Mohd. Kaleem Khan received commission in cash which is duly supported with photographs available in the charge-sheet. Bank transaction between Fareed Mirza and applicant Abhishek Yadav clearly show his active participation. Learned counsel for the informant has further submitted that transfer certificate, birth certificate as well as death certificate of Sayara Bano, which were filed by applicant Fareed Mirza stating himself to be son of Mohd. Khusro Mirza, have been found to be forged.

Allegation against applicants are that under a trail of conspiracy, applicants in collusion with co-accused persons tried to usurp land of informant's unmarried uncle (*Chacha*), showing co-accused Fareed Mirza to be his son and by producing forged and false documents in Court to prove this fact. During investigation birth certificate of Fareed Mirza, shown to be issued by CHC, Malihabad where in, he is shown to be son of Late Khusru Mirza and Late Saira Bano was reported to have been issued from CHC, Malihabad, Lucknow in Letter No. CHC/Mali./2023-24/967- Dated 04.01.2024. Further, authorities concerned have reported that Transfer Certificate of the Fareed Mirza as well as the death certificate of Sayra Bano enclosed in proceedings before concerned Court, were also not issued at their behest. Thus, prima facie, there exists material indicating preparation

and use of forged documents by the accused persons. As per Case-Diary, witness Dharmendra Singh *inter alia* stated that on the say of Furkan, Rs. 15 Lakh in cash was given to Furkan Ahmad, Rs. 20 Lakh to Mohd. Kaleem and Rs. 30 Lakh to Abhishek Yadav. A photograph is available on case-diary allegedly showing Kaleem holding pile of cash alongwith employee of Dharmendra Singh. Bank Statement of co-accused Mohd. Fareed available on record shows transfer of Rs. 2 Lakh in the account of applicant Abhishek Yadav which as per prosecution, is the commission related to instant fraudulent transaction.

After hearing learned counsels for the both parties, keeping in view facts and circumstances of the case, gravity and seriousness of allegations leveled as well as punishment prescribed therefor, grounds for bail are not found to be sufficient and as such, bail applications are liable to be rejected.

ORDER

Accordingly, bail applications of accused-applicants **Kaleem Khan** and **Abhishek Yadav** are **rejected**.

A copy of this order be kept on the file of Bail Application (U/S 483 BNSS) No. 3718/2026.

Date: 19.06.2026

(Malkhan Singh)
Sessions Judge,
Lucknow.